



IFW/p.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

James L. Gole, *et al.*

Serial No.: 10/633,259

Filed: 08/01/2003

Confirmation No.: 4791

Group Art Unit: 2818

Examiner: Le, Thao P.

Docket No. 62004-1683

For: **POROUS GAS SENSORS AND METHOD OF PREPARATION THEREOF**

PETITION TO WITHDRAW FROM ISSUE UNDER 37 CFR 1.313

Attn: Petitions Office
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**Via Facsimile:
(703-308-6916)**

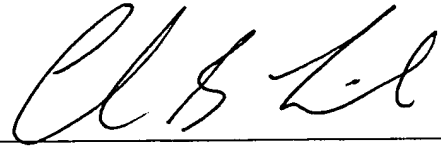
Sir:

Pursuant to 37 CFR 1.313(c)(2), Applicants submit this Petition to Withdraw From Issue After Payment of Issue Fees, and an Amendment After Allowance. Applicants enclose the required Petition Fee of \$130.00 and asks that the Issue Fee which has already been paid is held and applied at such time as this file is again passed to Issuance.

Applicants respectfully request the Office to consider Applicants' petition in this matter. If there are any questions or comments, please call the undersigned attorney at (770) 933-9500.

Respectfully submitted,

**THOMAS, KAYDEN,
HORSTEMEYER & RISLEY, L.L.P.**
Suite 1750
100 Galleria Parkway N.W.
Atlanta, Georgia 30339
(770) 933-9500


Christopher B. Linder
Reg. No.: 47,751

AMENDMENT TRANSMITTAL LETTER (SMALL)

Docket No.

62004-1683

Applicant(s): **Gole, et al.**

Serial No.
10/633,259

Filing Date
August 1, 2003

Examiner
Thao P. Le

Confirmation No.
4791

Group Art Unit
2818

Invention: **Porous Gas Sensors and Method of Preparation Thereof**

Commissioner for Patents
Mail Stop Amendment
P.O. Box 1450
Alexandria VA 22313-1450

Transmitted herewith is an Amendment After Allowance in the above-identified application.

The fee has been calculated and is transmitted as shown below

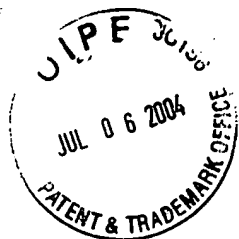
CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	13 -	20 =	0	X \$9.00	\$0
INDEP. CLAIMS	2 -	3 =	0	X \$43.00	\$0
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>				\$145.00	\$0
EXTENSION FEE	1 ST MONTH <input type="checkbox"/> 55.00	2 ND MONTH <input type="checkbox"/> 210.00	3 RD MONTH <input type="checkbox"/> 475.00	4 TH MONTH <input type="checkbox"/> 740.00	\$0
Other Fees: Petition To Withdraw From Issuance Fee					\$130.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$130.00

- ☒ No additional fee is required.
☐ Please charge Deposit Account No. _____ in the amount of _____.
☐ A check in the amount of _____ to cover the filing fee is enclosed. A duplicate copy of this page is enclosed.
☒ A Credit Card Payment Form PTO-2038 is attached in the amount of \$130.00.
☐ The Director is hereby authorized to charge any deficiencies of the above fees or credit any overpayment to Deposit Account No. _____.


Christopher B. Linder, Reg. No. 47,751


Date



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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James L. Gole *et al.*

Serial No.: 10/633,259

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Confirmation No.: 4791

Group Art Unit: 2818

Examiner: Le, Thao P.

Docket No. 62004-1683

For: **POROUS GAS SENSORS AND METHOD OF PREPARATION THEREOF**

AMENDMENT AFTER ALLOWANCE

Mail Stop: Issue Fee
P.O. Box 1450
Commissioner for Patents
Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 C.F.R. 1.312, please enter the following amendments. Applicants respectfully submit that the amendments herein merely embody the correction of formal matters and do not alter the scope or substance of the application.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to deposit account no. 20-0778.

AMENDMENTS TO THE SPECIFICATION

Please amend the specification as indicated hereafter. It is believed that the following amendments and additions add no new matter to the present application.

In the Specification: [Use ~~striethrough~~ for deleted matter and underlined for added matter.]

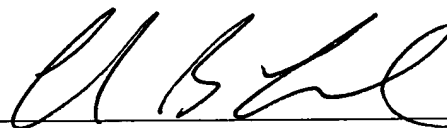
Please amend the paragraph starting on p. 3 line 27 as follows:

FIGS. 4A ~~and 4B~~ through 4C are graphs plotting the response of a porous silicon sensor in response to exposure to hydrochloric acid, ammonia, and nitric oxide, respectively. The up arrow indicates the point at which the gas was introduced to the porous silicon sensor in a chamber, while the down arrow indicates the point at which the gas was evacuated from the chamber.

REMARKS

Applicant respectfully asserts that the foregoing amendment is not being submitted for purpose of delay and does not involve new matter. If, in the opinion of the Examiner, a telephonic conference would expedite entry of the foregoing amendment, the Examiner is invited to call the undersigned attorney at (770) 933-9500.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'C. B. Linder', is written over a horizontal line.

Christopher B. Linder
Reg. No. 47,751

THOMAS, KAYDEN,
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/633,259	08/01/2003	James L. Gole	62004-1683	4791
24504	7590	06/23/2004	EXAMINER	
THOMAS, KAYDEN, HORSTEMEYER & RISLEY, LLP 100 GALLERIA PARKWAY, NW STE 1750 ATLANTA, GA 30339-5948			LE, THAO P	
			ART UNIT	PAPER NUMBER
			2818	

DATE MAILED: 06/23/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

*Corrected Drawings
DOCKETED
Date 7/23/04*

THOMAS, KAYDEN,
HORSTEMEYER & RISLEY, L.L.P.

JUN 28 2004



10/633, 259

UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

The drawings filed Aug. 01, 2003 have been received. However, an inconsistency exists between the drawings and the Brief Description of the Drawings in the specification.

Figures _____ are listed in the Brief Description of the Drawings in the specification but not contained in the Drawings.

Figures 4C are contained in the Drawings but not listed in the Brief Description of the Drawings in the specification.

Applicant is required to correct the above-noted inconsistency within a time period of **ONE MONTH or THIRTY (30) DAYS, whichever is longer**, from the mailing date of this Notice, or within the time remaining in the time period set forth in the Notice of Allowability (Form PTOL-37) to file corrected drawings, whichever is longer. **NO EXTENSION OF THIS TIME PERIOD MAY BE GRANTED UNDER EITHER 37 CFR 1.136 (a) OR (b)**

Failure to correct the above noted inconsistency will result in **abandonment** of the application.

The file will be held in the Publishing Division to await the correction of the inconsistency.

Return Corrected Drawings/Specification to:

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450

Alexandria, VA 22313-1450

Office of Patent Publication/Publishing Division
Customer Service: 703-308-6789
1-888-786-0101